



**BOARD OF COUNTY COMMISSIONERS
REGULAR MEETING *MINUTES*
October 10, 2023 at 10:00 AM**

10:00 AM - PUBLIC MEETING

Chairman Galusha called the meeting to order followed by the Pledge of Allegiance.

Chairman Galusha and Commissioner Sporleder were present in-meeting and Commissioner Andreatta was present on-line.

AGENDA APPROVAL

Motion to approve the October 10, 2023 Agenda as presented.

Motion: Andreatta

Second: Sporleder

Discussion: None

Resolved: Motion passed by unanimous vote.

Sporleder: Yes

Andreatta: Yes

Chairman Galusha: Yes

CONSENT AGENDA

Motion to approve the October 10, 2023 Consent Agenda as presented.

Motion: Sporleder

Second: Andreatta

Discussion: None

Resolved: Motion passed by unanimous vote.

Sporleder: Yes

Andreatta: Yes

Chairman Galusha: Yes

CONSENT AGENDA 10/10/2023

- a. Susan Shoop Termination
- b. Francisco Lantis Moving Positions SO

PUBLIC COMMENT –

- a. Al Meisman – County resident – Mr. Meisman read a paper he handed out to the board.
- b. Richard Goodman – County resident – Asked first to pray for Israel and then asked the commissioners to Not approve Ordinance #23-01 Marijuana Licensing.
- c. Debra Malone – Regarding Action Item 7p – Purchase Order to South Central Council of Governments (SCCOG) for Scenic Highway of Legends who with support from Las Animas and Huerfano County applied for a TAP Grant. South Central Council of Governments (SCCOG) is the fiscal agent. This purchase order covers Huerfano County’s portion of the match amount.

Motion to approve Purchase Order #156 to South Central Council of Governments (SCCOG) for Huerfano County’s portion of the match for a TAP Grant for Highway of Legends, in the amount or \$39,633.00.

Motion: Sporleder Second: Andreatta

Discussion: Chairman John Galusha said as full disclosure, “I am the Vice President of the SCCOG and I benefit from this in no way.”

Resolved: Motion passed by unanimous vote.

Sporleder: Yes Andreatta: Yes Chairman Galusha: Yes

APPOINTMENTS

- a. David Steffan - Middle Creek Restoration Project -
Motion to approve permission for access off of County Road 442 for the Water Conservancy District and subcontractors to complete the final phase of the Spring Creek Fire Remediation Project.

Motion: Sporleder Second: Andreatta

Discussion: None Resolved: Motion passed by unanimous vote.

Sporleder: Yes Andreatta: Yes Chairman Galusha: Yes

- b. Resolution #23-42 Supplemental Appropriation for the 3rd Judicial District Attorney –
Chairman Galusha called for Public Comment on this Resolution #23-42. There was no Public Comment.

Motion to approve Resolution #23-42 RESOLUTION MAKING A SUPPLEMENTAL APPROPRIATION FOR THE OFFICE OF THE 3RD JUDICIAL DISTRICT ATTORNEY FOR THE 2023 FISCAL YEAR AND MAKING TRANSFERS THEREFORE.

Motion: Andreatta Second: Sporleder

Discussion: None Resolved: Motion passed by unanimous vote.

Sporleder: Yes Andreatta: Yes Chairman Galusha: Yes

- c. 2024 Preliminary Budget Presentation
Carl Young, County Administrator presented the FY2024 Proposed Budget.

Motion to accept the FY2024 Proposed Budget in compliance with statute; instructing the Administrator to publish the budget & set November 14, 2023 as date for Public Hearing.

Motion: Andreatta Second: Sporleder
Discussion: None Resolved: Motion passed by unanimous vote.
Sporleder: Yes Andreatta: Yes Chairman Galusha: Yes

LAND USE

- a. Permit #23-028 - Vacate Mohr - Joint Public Hearing
Sky Tallman, Land Use Director opened Joint Public Hearing on Permit #23-028 regarding Johnathan Mohr’s request to vacate. Since there were no comments, Sky Tallman closed the Joint Public Hearing and this will now be sent to the Planning Commission for review.
No action taken.
- b. Permit #23-035 - Vacate Schwery - Joint Public Hearing
Sky Tallman, Land Use Director opened Joint Public Hearing on Permit #23-035 regarding Susan Schwery’s request to vacate. Since there were no comments, Sky Tallman closed the Joint Public Hearing and this will now be sent to the Planning Commission for review.
No action taken.
- c. Marijuana Licensing Ordinance Hearing –
Sky Tallman, Land Use Director stated this is a second reading of an Ordinance to amend the way Huerfano County regulates Marijuana. Sky Tallman called for Public Comment. Rachael Ardanuy, RZA Legal, offered several practical recommendations for streamlining and improving the process. Sky Tallman closed the Public Comments. Also, a date will be set for a future workshop on this topic.

ACTION ITEMS

- a. Resolution #23-42 3rd Judicial District Attorney Supplemental Appropriation
Already approved under Appointments Item B.
- b. Resolution #23-41 Opposing TPR Changes
Motion to approve Resolution #23-41 A RESOLUTION OPPOSING A CHANGE TO THE SOUTH CENTRAL AND SOUTHEASTERN TRANSPORTATION PLANNING REGION BOUNDARIES.

Motion: Andreatta Second: Sporleder
Discussion: None Resolved: Motion passed by unanimous vote.
Sporleder: Yes Andreatta: Yes Chairman Galusha: Yes

- c. Ordinance #23-01 Marijuana Licensing Second Reading
See above Land Use Item c.
- d. Department of Human Services 2024 Budget
Motion to approve the Department of Human Services (DHS) 2024 Budget with permission of the acting Department of Human Services director to present to the State of Colorado.

Motion: Andreatta Second: Sporleder
Discussion: None Resolved: Motion passed by unanimous vote.
Sporleder: Yes Andreatta: Yes Chairman Galusha: Yes

- e. 611 Main St Project - Bid for Interior finishes
Motion to approve the bid from Ron Pino, for interior finish work at 611 Main Street, in amount of \$3,000, payable at completion of job.

Motion: Andreatta Second: Sporleder
Discussion: None Resolved: Motion passed by unanimous vote.
Sporleder: Yes Andreatta: Yes Chairman Galusha: Yes

- f. San Carlos Ranger District - Colorado Parks Wildlife Grant Letter of Support
Motion to approve the Letter of Support for San Carlos Ranger District's Non-Motorized Trail Crew project.

Motion: Sporleder Second: Andreatta
Discussion: None Resolved: Motion passed by unanimous vote.
Sporleder: Yes Andreatta: Yes Chairman Galusha: Yes

- g. Health Care Provider Service Agreement - Dee Lyons & Sheriff's Office
Motion to approve the Health Care Provider Service Agreement between Huerfano County Sheriff's Office and Dee Lyons, RN, MSN, FNP with compensation paid at a rate of \$125.00 per hour.

Motion: Andreatta Second: Sporleder
Discussion: None Resolved: Motion passed by unanimous vote.
Sporleder: Yes Andreatta: Yes Chairman Galusha: Yes

- h. Employment Contract MOU - Celia Salazar & HCSO
Motion to approve the Employment Contract Memorandum of Understanding between Huerfano County Sheriff's Office and Celia Salazar, Transition Coordinator, Narcan Trainer with compensation paid at a rate of \$30.00 per hour and term expiring June 30, 2024.

Motion: Sporleder Second: Andreatta
Discussion: None Resolved: Motion passed by unanimous vote.
Sporleder: Yes Andreatta: Yes Chairman Galusha: Yes

- i. Employment Contract MOU - Natasha Reifschneider & HCSO
Motion to approve the Employment Contract Memorandum of Understanding between Huerfano County Sheriff's Office and Natasha Reifschneider, Certified Addiction Specialist, for the purpose of the JBBS program, compensation paid at a rate of \$39.00 per hour and term expiring June 30, 2024.

Motion: Andreatta Second: Sporleder
Discussion: None Resolved: Motion passed by unanimous vote.
Sporleder: Yes Andreatta: Yes Chairman Galusha: Yes

- j. HCSO Employment Contract Nancy Winsor JBBS
Motion to approve the Employment Contract between Huerfano County Sheriff's Office and Nancy Winsor, RN, MSN, JBBS Coordinator, with compensation paid at a rate of \$51.24 per hour and term expiring June 30, 2024 or when services are no longer needed.

Motion: Sporleder Second: Andreatta
Discussion: None Resolved: Motion passed by unanimous vote.
Sporleder: Yes Andreatta: Yes Chairman Galusha: Yes

- k. Emergency Management - Quote CyberReady Business Continuity Planning
Motion to approve both MalWare Bytes from Insight and the Cyber Ready Business Continuity Planning quotes, for an amount totaling no more than \$37,139.23 for Cybersecurity solutions that will benefit the county.

Motion: Andreatta Second: Sporleder
Discussion: None Resolved: Motion passed by unanimous vote.
Sporleder: Yes Andreatta: Yes Chairman Galusha: Yes

- l. Emergency Management - Quote Insight MalWare Bytes
See Action Item 7k above. Approved in the motion above.

- m. Underfunded Courthouse Grant Application Approval to Apply
Motion to approve the application to the Underfunded Courthouse program in the amount of \$71,337.00 with a total project cost of \$142,674.00.

Motion: Sporleder Second: Andreatta
 Discussion: None Resolved: Motion passed by unanimous vote.
 Sporleder: Yes Andreatta: Yes Chairman Galusha: Yes

- n. Spanish Peaks Airfield Electrical Rehab Project Award
Motion to approve the award for the Spanish Peaks Airport Airfield Electrical Rehab Project Engineering Services RFQ 2023-05 to Garver, who is Huerfano County’s current airfield engineering firm.

Motion: Andreatta Second: Sporleder
 Discussion: None Resolved: Motion passed by unanimous vote.
 Sporleder: Yes Andreatta: Yes Chairman Galusha: Yes

- o. SRS Title 3 Funding - Open Comment Period
Motion to approve and post the NOTICE OF PUBLIC COMMENT PERIOD notice, which states that Huerfano County will be receiving Public Comment for a forty-five (45) day period, effective October 19, 2023 to accept written comments from the public on the application of payments received by the County pursuant to Title III of the Secure Rural Schools and Community Self Determination of Act of 2000, as reauthorized (the “SRS Act”).

Motion: Sporleder Second: Andreatta
 Discussion: None Resolved: Motion passed by unanimous vote.
 Sporleder: Yes Andreatta: Yes Chairman Galusha: Yes

- p. Purchase Order #156 – SCCOG
Approved above. See Public Comments Item c, Debra Malone.

- q. Fox Theatre Phase 1 MOU
Motion to approve the Fox Theatre Walsenburg Phase 1 Rehabilitation Project Memorandum of Use (MOU) Agreement between Huerfano County and Spanish Peaks Community Foundation Inc. (SPCF).

Motion: Andreatta

Second: Sporleder

Discussion: None

Resolved: Motion passed by unanimous vote.

Sporleder: Yes

Andreatta: Yes

Chairman Galusha: Yes

r. Panadero Ski Corporation Cuchara Mountain Park Operation

Commissioners will speak with the County Attorney regarding this item, in Executive Session. No action will be taken in Executive Session. This action item is moved to just before Adjournment.

STAFF REPORTS

- a. County Administrator – Carl Young has been working mostly on FY2024 Budget and also the chairs from the Fox Theatre have been removed in preparation to repair the roof structure.
- b. County Attorney – Lisa Powell-DeJong – Nothing to review at this time.

CORRESPONDENCE

- a. CTSI - CONFIDENTIAL CAPP Monthly Sept 2023
- b. CTSI Technical Update Cybersecurity Reminders
- c. CTSI Technical Update Search & Rescue (SAR)
- d. LAHCDHD - HC Opioid Settlement Quarterly Report
- e. HC Treasurer August 2023 Report
- f. CONFIDENTIAL Bulk Water Sept 2023
- g. CONFIDENTIAL GPID GWSD Sept 2023
- h. La Veta Village - Invitation Oct 12, 2023 Residents Rights Month
- i. La Veta Village - Thank you Letter & Invite Donor Appreciation Oct 14, 2023
- j. Auction Settlement Sheet - R&B _ Sheriff
- k. FAA Letter on Maintaining Airport Visual Aids

11:52 AM EXECUTIVE SESSION

Commissioner Sporleder made a motion to go into Executive Session for the purpose of determining positions relative to matters that may be subject to negotiations, developing strategy for negotiations, and/or instructing negotiators, under C.R.S. §24-6-402(4)(e). Specifically, Panadero Ski Corporation Agreement.

Motion: Sporleder

Second: Andreatta

Discussion: No action will be taken in Executive Session.

Resolved: Motion passed by unanimous vote.

Sporleder: Yes

Andreatta: Yes

Chairman Galusha: Yes

11:53 AM Recess Regular BOCC Meeting

Chairman Galusha called to recess Regular BOCC Meeting at 11:53 AM.

12:06 PM Start of Executive Session

Chairman Galusha called to come out of Recess and go into Executive Session at 12:06 PM.

12:27 PM End of Executive Session and Reconvene Regular BOCC Meeting

Chairman Galusha called to come out of Executive Session and to reconvene the Regular meeting at 12:27 PM.

- r. Panadero Ski Corporation Cuchara Mountain Park Operation
Motion to Not continue with Panadero Ski Corp Cuchara Mountain Park Operation Memorandum of Understanding (MOU).

Motion: Andreatta Second: Chairman Galusha

Discussion: Commissioner Sporleder stated the amount of liability is large and we can't put the county in that position of risk. Commissioner Andreatta stated that it is a hard decision. It is not taken lightly and we have to put the safety and wellbeing of our constituents first.

Resolved: Motion passed.

Sporleder: No Andreatta: Yes Chairman Galusha: Yes

Motion Passed.

Carl Young was given new staff direction. At the advice of the Huerfano County Attorney, Panadero Ski Corporation is to STOP all work on the lift.

12:45 PM ADJOURN Regular Meeting

Chairman Galusha called to adjourn the Regular BOCC meeting at 12:45 PM.

Meeting adjourned at 12:45pm.

Erica Vigil, County Clerk & Recorder
Clerk to the Board of County Commissioners

COMMISSIONERS:

John Galusha, Chairman

Arica Andreatta

Karl Sporleder